

PTO/SB/30 (04-05)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request  
for  
Continued Examination (RCE)  
Transmittal**Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/590,586
Filing Date	June 8, 2000
First Named Inventor	Holmes
Art Unit	3683
Examiner Name	Nguyen, Xuan Lan T
Attorney Docket Number	

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_ii. ☒ Other Response to Office Action (response filed 1/6/06)b. ☒ Enclosedi. ☐ Amendment/Replyiii. ☒ Information Disclosure Statement (IDS)ii. ☐ Affidavit(s)/ Declaration(s)iv. ☐ Other \_\_\_\_\_2. **Miscellaneous**a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)b. ☐ Other \_\_\_\_\_3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 50-0954. I have enclosed a duplicate copy of this sheet.i. ☒ RCE fee required under 37 CFR 1.17(e) 01/18/2006 HGUTEMA1 00000032 09590586ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:1801 790.00 OPiii. ☒ Other IDS Fee, if requiredb. ☐ Check in the amount of \$ \_\_\_\_\_ enclosedc. ☒ Payment by credit card (Form PTO-2038 enclosed)**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	<u>1-13-06</u>
Name (Print/Type)	Nathan W. Johnson	Registration No.	44,173

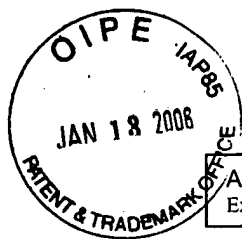
**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	<u>1-13-06</u>
Name (Print/Type)	Nathan W. Johnson	Registration No.	44,173

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Attorney Docket No.: P53569USNJ2  
Express Mail No. EV 387962970 US

App. Ser. No.: 09/590,586  
Filing Date: June 8, 2000  
Inventor: Holmes  
Responsive to: Notice of Allowance  
Examiner: Nguyen, Xuan Lan T  
Art Unit: 3683

IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

## Submission Accompanying RCE

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

**REQUEST FOR CONTINUED EXAMINATION:** The Applicant hereby respectfully requests continued examination of Application Serial Number 09/590,586. In connection with this request, Applicant submits as its Submission under 37 C.F.R. 1.114(c): an IDS. Reconsideration and continued examination in light of this submission is respectfully requested.

**TIMELY:** This filing is made within 4 months of the last Office Action (a response to that action already having been filed), and is therefore timely, before issuance, payment of an issue fee, or abandonment.

**RCE CONDITIONS SATISFIED:** This RCE and Submission satisfy all requirements:

- Prosecution is closed (37 C.F.R. 1.114(a)), because the last Office Action is a Final Action (37 C.F.R. 1.114(b)).
- Applicant requests continued examination (37 C.F.R. 1.114(a)), by virtue of the RCE Cover Sheet attached hereto and the above request.
- The Fee set forth in 37 C.F.R. 1.17(e) is included herewith (and in the event of error or omission, an authorization to charge deposit account is also provided)
- This filing is made prior to the abandonment of the application. No issue fee has been paid, and no notice of appeal has been filed.

**PROPER SUBMISSION:** This Submission includes an IDS. These items satisfy are believed to the submission requirement. MPEP 706.07(h)(II).

Respectfully submitted,

1/13/06  
DATE Signed

Nathan W. Johnson,  
Reg. No. 44173

205-521-8369